

Butte County

Case Number CE18-0567

Description: LARGE MARIJUANA GROW

Location: 39° 33.971'N, 121° 22.00S'W

Type: MARIJUANA

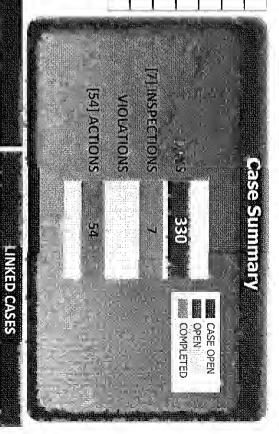
Opened: \$\frac{1}{30}\frac{2018}{2018} \ Closed:

Site Address: \$22 CRYSTAL RANCH RD FEATHER FALLS, CA 98966

Site APN: 071-270-027

Officer: DEBBIE LAUGENOUR

ADDITIONAL SITES



				CONTACTS	S					
NAME TYPE	NAME		ADDRESS		PHONE		FAX		Man Man	
OWNER	DONAHUE MICHAEL JAMES	SS2 CRY	SS2 CRYSTAL RANCH RD OROVILLE, CA 95966	OROVILLE, CA						
				VIOLATIONS	IS					
			NE	FINANCIAL INFORMATION	MATION					
DESCRIPTION	ACCOUNT	ΩΤΥς	AMOUNT	PAID	PAID DATE	RECEIPT#	CHECK#	METHOD	PAID BY	CLTD BY
D4 MM ADMIN PENALTIES LCL FINES	0010-4404000-431104- 4401	0	\$24,000.00	\$0.00						
Total Paid for D	Total Paid for D4 MM ADMIN PENALTIES LCL FINES:	L FINES:	\$24,000.00	\$0.00						
D4 MM COSTS CHRG FOR SVCS	0010-4404000-462005- 4401	0	\$3,713.06	\$0.00						
Total Paic	Total Paid for D4 MM COSTS CHRG FOR SVCS:	R SVCS:	\$3,713.06	\$0.00						
		TOTALS:	TOTALS: \$27,713.06	\$0.00						

Case Number CE18-0567

	U
	١.
	1
40.4	
	•
District March 2019	
1001015	
N. W. M. (1997)	. 1
III DINNE	
	Ī
Butte County	
127-11-12-1	_
1000	
10 Table 10	٠.

9/13/18 POSTED AND PHOTOGRAPHED DEMAND LETTER	9/13/2018	9/13/2018	TIM TORRES	DEMAND LETTER POSTED
This is a 4.87 acre parcel that is zoned FRS. While it has an address, it does not have a permitted legal residence. There is no well permit on file. The property is owned by Michael James Donahue (100%). Donahue has a mailing address of \$22 Crystal Ranch Rd, Oroville, CA 95966.	5/31/2018	8/31/2018	TED WEBER	CASE REVIEW and ANALYSIS
On 08/20/2018, I assisted the CEO in charge of this case by sorting helicopter inspection photos into individual files.  MMJ ABATED	8/20/2018	8/20/2018	SHAWN WILLIAMS	CASE REVIEW and ANALYSIS
FLIGHT PREP & MAPPING	7/19/2018	7/19/2018	SHAWN WILLIAMS	CASE REVIEW and ANALYSIS
COPIED, SCANNED, AND MAILED 72 HR NTC	6/27/2018	6/27/2018	TIM TORRES	72-HOUR NTC SENT
W/TT FOR OFFICER SAFETY	7/18/2018	7/18/2018	TED WEBER	72-HOUR NOTICE POSTED
POSTED 72 HR NTC ON TREE AT PROP ACCESS POINT.	6/26/2018	6/26/2018	TIM TORRES	72-HOUR NOTICE POSTED
NOTES	COMPLETION DATE	ACTIONIDATE	STAFFINAME	CHRONOLOGY TYPE
	CHRONOLOGY	Q R		

Butte County

ADDED COUNTY COUNSEL CHARGES, AND LOTBOOK AND RECORDING COSTS TO SPREADSHEET.	9/10/2018	9/10/2018	DEBBIE LAUGENOUR	GENERAL NOTE
UPDATED SPREADSHEET WITH HEARING DECISION AWARD	9/10/2018	9/10/2018	DEBBIE LAUGENOUR	GENERAL NOTE
ADDED HEARING OFFICER CHARGES ONTO SPREADSHEET	9/10/2018	9/10/2018	DEBBIE LAUGENOUR	GENERAL NOTE
ADDED HEARING OFFICER TO OUTLOOK CALENDAR. CREATED HC FILE. ADDED CASE TO MARIJUAN HEARING SPREADSHEET.	7/18/2018	7/18/2018	DEBBIE LAUGENOUR	GENERAL NOTE
EMAILED SW TO PLACE PROP ON FLYLIST	7/18/2018	7/18/2018	TIM TORRES	EMAIL
EMAILED SW TO PLACE ON FLYLIST FOR REINSPECTION PRIOR TO NA HRG	7/17/2018	7/17/2018	TIM TORRES	EMAIL
EMAILED A COPY OF THE DEMAND LETTER TO CC FOR MAILING.	9/11/2018	9/11/2018	DEBBIE LAUGENOUR	EMAIL
Debbie Laugenour, AITON TO HEARING OFFICER				
Thank You				
Please contact me if you have any questions or concerns.				
CEO: Tim Torres, Phil Preader County Counsel:				
Location: Butte County Superior Court Conference Room Case Number: CE18-0567 APN: 071-270-027 Owners: Michael James Donahue Address: S22 Crystal Ranch Road, Oroville, 95966 Hearing Officer: JACKSON GLICK	7/18/2018	7/18/2018	DEBBIE LAUGENOUR	EMAIL
EMAIL CONFIRM This email will confirm that you have agreed to preside over a Marijuana hearing on August 15, 2018. See the case details below:				





Butte County

GENERAL NOTE	GENERAL NOTE	GENERAL NOTE			GENERAL NOTE		GENERAL NOTE	GENERAL NOTE	GENERAL NOTE	GENERAL NOTE	GENERAL NOTE
KIM MCMILLAN	KIM MCMILLAN	DE88IE LAUGENOUR			DE8BIE LAUGENOUR		DE88IE LAUGENOUR	DE8BIE LAUGENOUR	DE8BIE LAUGENOUR	DEBBIE LAUGENOUR	DEB8IE LAUGENOUR
4/23/2019	8/28/2018	12/7/2018			9/11/2018		9/11/2018	9/11/2018	9/10/2018	9/10/2018	9/10/2018
4/23/2019	8/28/2018	12/7/2018			9/11/2018		9/11/2018	9/11/2018	9/10/2018	9/10/2018	9/10/2018
SCANNED AND ATTACHED CLERK RECORDERS RECEIPT	PREPARED TRANSFER FOR RECORDATION OF HEARING OFFICERS DECISION FOR \$30.00 AND EMAILED TO BT @ CC.	PUT TODAY'S DATE ON DEMAND LETTER AND GAVE A COPY TO TED TO POST. ALSO EMAILED A COPY TO COUNTY COUNSEL TO MAIL.	Beverly Tauchman	Good morning - mailed out today 9/11/18.	From: Tauchman, 8everly Sent: Tuesday, September 11, 2018 8:41 AM To: Laugenour, Debbie <dlaugenour@buttecounty.net> Cc: Jellison, Chris <cjellison@buttecounty.net>; Waybright, Christine <cwaybright@buttecounty.net> Subject: RE: Donahue CE18-0S67 Demand Letter</cwaybright@buttecounty.net></cjellison@buttecounty.net></dlaugenour@buttecounty.net>	CC CONFIRMED DEMAND MAILED TODAY.	ADDED COST AND PENALTIES INTO TRAKIT. CHANGED STATUS AND ASSIGNED CASE TO ME. UPDATED SPREADSHEET.	PUT ORIGINAL DEMAND LETTER INTO INTEROFFICE MAIL TO CC.	EMAIL COPY OF DEMAND TO CC FOR MAILING. PUT ORIGINAL IN INTEROFFICE MAIL TO CC.	PREPARE DEMAND LETTER, GIVE TO MANAGER TO OBTAIN SIGNATURE. UPDATE TRAKIT WITH DEMAND AMOUNTS	PREPARED STAFF COST FOR DEMAND. ADDED TO SPREADSHEET



Butte County

SCANNED AND ATTACHED NUISANCE ABATEMENT HEARING DECISION	B/27/2018	8/27/2018	WILLOW EMBERLAND	5CANNING
SCANNED AND ATTACHED DEMAND LETTER	9/11/2018	9/11/2018	DEBBIE LAUGENOUR	SCANNING
SCANNED AND ATTACHED COST FOR DEMAND	9/10/2018	9/10/2018	DEBBIE LAUGENOUR	SCANNING
SCANNED AND ATTACHED HEARING OFFICER INVOICE	9/10/2018	9/10/2018	DEBBIE LAUGENOUR	SCANNING
SCANNED AND ATTACHED COMPLAINT	5/30/2018	5/30/2018	DEBBIE LAUGENOUR	SCANNING
RECEIVED A LOBBY COMPLAINT OF A LARGE MARIJUANA GROW, NO LEGAL RESDENCE, FENCING VIOLATION, GROWER RESIDENCY REQUIREMENTS NOT MET AND NO PERMITTED WATER/5EPTIC	5/30/2018	S/30/2018	DEBBIE LAUGENOUR	RECEIVED COMPLAINT
CALLED HEARING OFFICER TO SEE IF HE IS AVAILBLE FOR 8/15/18 HEARING. HE WAS. WILL SEND CONFIRMATION EMAIL.	7/18/2018	7/18/2018	DEBBIE LAUGENOUR	PHONE CALL
CALLED ADMIN AND GOT THE NEXT HEARING OFFICE ON THE LIST.	8102/81/2	7/18/2018	DEBBIE LAUGENOUR	PHONE CALL
	5/30/2018	s/30/2018	DEBBIE LAUGENOUR	OPENED CA5E
ATTORNEY ERPINO CAME INTO THE OFFICE TO INQUIRE ABOUT SETTLEMENT ON THIS AND OTHER CASES HE REPRESENTS OWNERS ON. ADVISED THAT WE WOULD PREPARE SETTLEMENT AGREEMENT AND MAIL/EMAIL TO HIM	8102 <i> 7 </i> 21	12/7/2018	DEBBIE LAUGENOUR	MEETING
DI5CUSSED RP'S COMPLAINT IN LOBBY	8102/06/2	S/30/201B	DEBBIE LAUGENOUR	MEETING
LIEN RECORDED ON 4/18/19	4/19/2019	4/19/2019	WILLOW EMBERLAND	LIEN RECORDED
PREPARED, COPIED, AND MAILED NA HRG NTC FOR 8/1S 10AM A COURT HOUSE	7/17/2018	7/17/201B	TIM TORRE5	HEARING NOTICE SENT
NA HRG CONDUCTED. INCLUDES PREP TIME FOR LAPTOP AND MONITOR SETUP	8/15/2018	8/15/201B	TIM TORRE5	HEARING DATE
091S- W/TW FOR OFFICER SAFETY. CABLE CROSSING ACCESS TO PROP. POSTED NA HRG NTC ON TREE AT ACCESS POINT. PICS TAKEN.	7/1B/2018	7/18/2018	TIM TORRE5	HEARING DATE

Butte County

HELICOPTER SDW	HELICOPTER TAT	INSPECTION TYPE INSPECTOR		TRAVEL	TRAVEL	TRAVEL	TRAVEL	TRAVEL	SCANNING	SCANNING	SCANNING	SCANNING	SCANNING	SCANNING	SCANNING	SCANNING	SCANNING	
7/31/2018	7/31/2018	SCHEDULED DATE		TIM TORRES	TIM TORRES	TIM TORRES	TIM TORRES	RANDALL SMITH	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	WILLOW EMBERLAND	
7/31/2018	7/31/2018	COMPLETED RESULT DATE	INSP	7/31/2018	7/18/2018	6/26/2018	6/19/2018	3/18/2019	4/16/2019	4/2/2019	3/8/2019	3/4/2019	3/4/2019	3/4/2019	3/4/2019	3/4/2019	11/20/2018	
NAV	PHOTOGRAPHER	REMARKS	INSPECTIONS	7/31/2018	7/18/2018	6/26/2018	6/19/2018	3/18/2019	4/16/2019	4/2/2019	3/8/2019	3/4/2019	3/4/2019	3/4/2019	3/4/2019	3/4/2019	11/20/2018	
FLEW W/TT. NO MMJ OBSERVED	FLEW WITH SW AS NAV. MMJ HAS BEEN ABATED.	NOTES		TO AND FROM AIRPORT	ROUND TRIP			1.25	SCANNED AND ATTACHED NOTICE OF LIEN	SCANNED AND ATTACHED PROPOSED LIEN AND SPECIAL ASSESSMENT	SCANNED RETURNED MAIL 34(A) & 34(C) ORDINANCE MICHAEL J DONAHUE	SCANNED AND ATTACHED RETURNED MAIL 34(A) &34(C) ORDINANCE	SCANNED AND ATTACHED RETURNED MAIL 72HR	SCANNED AND ATTACHED RETURNED MAIL DEMAND LETTER	SCANNED AND ATTACHED RETURNED MAIL DEMAND LETTER	SCANNED AND ATTACHED RETURNED MAIL 72 HOUR NOTICE	SCANNED AND ATTACHED LETTER RE. SETTLEMENT OFFER	



Butte County

### <u>Case Number</u> CE18-0567

LIEN HEARING POSTED	INITIAL SITE	INITIAL SITE INSPECTION	INITIAL SITE	INITIAL SITE
RJS	₹RW	ТАТ	MWF	ТАТ
3/18/2019	6/26/2018	6/26/2018	6/19/2018	6/19/2018
3/18/2019	6/26/2018	6/26/2018	6/19/2018	6/19/2018
	2ND OFFICER	72 HR NTC POSTED	2ND OFFICER	ATTEMPTED
	W/TT FOR OFFICER SAFETY	W/TW AND MF- CONDUCTED SITE INSPECTION. LOCATED TWO EMPTY GROW AREAS. ALSO LOCATED APPROX 80 MJ PLANTS IN A GROW AREA APPROX 12'X20'= 240 SQ FT. NEAR AN RV IN FENCED IN AREA. TOOKS PICS FROM ENTRY WAY OF FENCED IN AREA. POSTED 72 HR NOTICE ON TREE AT PROP ACCESS POINT. PIC TAKEN	W/TT FOR OFFICER SAFTEY	W/MF- ATTEMPTED SITE INSPECTION. ENCOUNTERED CLOSED/LOCKED GATE. LEFT BC STAPLED TO TREE AT DRIVEWAY ENTRANCE WITH REQUEST TO CALL ME REGARDING MMJ CASE ON PROP.

7 of 7

Printed: Thursday, 25 April, 2019

DCE-S EOBW NO

(250-XD) 1135V)

### Butte County Department of Development Services

TIM SNELLINGS, DIRECTOR | PETE CALARCO, ASSISTANT DIRECTOR 7 County Center Drive Oroville, CA 95965 530.538.7601 Telephone 530.538.7785 Recsimile www.buttecounty.net/dds

RESTRICTIONS ON CANNABIS CULTIVATION

CHILOD SIMB

Version 7 03/24/2017

Pacsining www.burecounty.neguda

810S 8 & YAM CODULL HULLE Please describe the violation(s) in the space provided below: 202 Mira Loma Dr, Oroville, CA 95965 For environmental complaints contact Environmental Health at 530.538.7281 or. Orpet: Illegal use, disposal and/or storage of chemicals П aystem No permitted permanent water supply or no municipal sewer system/permitted sewage disposal X Grower residency requirements Does not meet Recommendation Requirements (Medical Cannabis) Building violations (no permit, unpermitted electrical, no ventilation, etc.) П fence, unsecure access, etc.) X Fencing (no fence on parcel less than 5 acres, unapproved materials, plants are taller than Cannable plants are in public view Setback violation (please specify below in detail) Outdoor grow on parcel 5.0 acres or less (Non-Medical Cannabis Cultivation) Outdoor grow on a parcel 0.5 acre or less (Medical Cannabis) П Parcel does not have a legal residence Cultivation of more than six plants per parcel (Non-Medical Cannabis Cultivation) X Cultivation Area Violation (over max sq. furatio) (Medical Cannabis Cultivation) Check violation(s) that apply AND include written remarks below. Complaint Types: 1214NO Alleged Violation Address: 470-0L2-1L0 COMPLAINT FORM

ZEKAICEZ DEAETOBWEAL

Butte County Department of Development Services
BUILDING \* PLANNING \* CODE ENFORCEMENT
7 County Center Drive
Orovitle, CA 95965



RETURN SERVICE REQUESTED

DONAHUE MICHAEL JAMES 522 CRYSTAL RANCH RD FEATHER FALLS, CA 95966

Butte County Department of Development Services
BUILDING \* PLANNING \* CODE ENFORCEMENT
7 County Center Drive
Oroville, CA 95965



RETURN SERVICE REQUESTED

DONAHUE MICHAEL JAMES 552 CRYSTAL RANCH RD OROVILLE, CA 95966

Pete Calarco, Assistant Director Tim Snellings, Director

### Department of Development Services

buttecounty.net/dds

F: 530.538.7785 1:530,552,3702 Oroville, California 95965 7 County Center Drive



this 72-Hour Notice to Abate

новм ио.

DCE-04

### 72-HOUR NOTICE TO ABATE ORDINANCE VIOLATION RESTRICTIONS ON CANNABIS CULTIVATION

this 72-Hour Notice to Abate	My signature above acknowledges delivery of
My signature above acknowledges receipt of	530.538.6000 Main Office 530 · 353 - 0823
Owner/Tenant/Cultivator	Butte County Code Enforcement Officer
CONTON TORUSE X	Saraol MILX
n on your property.	costs and penalties, which, if not pald, will become a lier
tement Hearing is scheduled, you will be required to pay all	been corrected. If you fail to do so and a Nuisance Aba
pect your property, and demonstrate that all violations have	strange a time for a Code Enforcement Officer to re-ins
natter will be set for a Mulsance Abatement Hearing. In order	\$1000 per day for each day you are in violation and the m
is not corrected within 72 hours, the Penaity will increase to	the first 72 hours that you are in violation. If the violation
\$500 per day will accrue each day that the nuisance exists for	You are also on notice that an Administrative Penalty of
	ventilation, etc.) – BCC 34A-3(h)
	Indoor grow building violations (no permit, residential grow, no
	fence, unsecure access, etc.) BCC 34A-10; BCC 34C-10
	Tencing (no fencing, unapproved materials, plants taller than
	BCC 34C-8(p)(3)
	Marijuana plants in public view – BCC 34A-8(b)(4);
presignal and numpinary und	residential structure. BCC 34A-8(b)(1)(2)(3); BCC 34C-8(b) (1)(2)(3)
NO LEUM. PRIDEUCE = MUST REMINE	Setback violation from a youth-oriented facility, school, park, church, residential treatment facility, school bus stop, or an occupied
M Other/Suggested Corrections:	
BCC 34A-9; BCC 34C-9	BCC 34C-8    Setback violation from parcel line and/or residence BCC 34A-8;
BCC 34-7(c); 34C-7(c)	BCC 34A-4(a); BCC 34C-3(m)
Illegal use, disposal and/or storage of chemicals (Refer to EH) -	Parcel does not have a legal residence - BCC 34A-3(n),
10 EH) - BCC 344-7(b); BCC 34C-7(b)	BC 34C-4(a)(2)
Refer annicipal sewer or permitted sewage disposal system (Refer	Indoor grow required for parcel size - BCC 34A-4(b)(1);
water source (Refer to EH) - BCC 34A-7(a); BCC 34C-7(a)	BCC 34C-4
Mo permitted permanent water well or connection to municipal	A Number of plants being cultivated is greater than authorized –
Grower residency requirements – BCC 34A-6(a)(1); BCC 34C-6	Cultivation area is greater than authorized size – BCC 34A-4
e ou the above-referenced property by:	on action of the second second of the second
County Code Chapter 34A and/or Chapter 34C,	attus of thenexue, exiton no videsed exe univ
	Tenant:
44.60	
MONDEL JAMOS DOUBHUE	4
7656 smay 1341431 :A110 08	Violation Address: 522 Character Rayun
t951-8127 :# 828	Date Issued & Posted: 6-26-18

### PROOF OF SERVICE BY MAIL

I am a citizen of the service hereinafter mentioned, over the age of eighteen years and not a party to the within action. My business address is Department of Development Services, Building Division. 7 County Center Drive, Oroville, California 95965. I am readily familiar with the County's practice for collection and processing of correspondence/documents for mailing with the United States Postal Service and that said correspondence/documents are deposited with the United States Postal

On June 27, 2018 I served the foregoing 72 HOUR NOTICE TO ABATE ORDINANCE

VIOLATION on the person(s) named below by placing a true copy thereof in a scaled envelope, with first class postage thereon fully paid, addressed as indicated below, and by placing said envelope in the appropriate place within the Department of Development Services where mail is collected for mailing with the United States Postal Services on the same day.

OKOAIFIE' CV 95966 223 CKAZIVI KVACH KD DONYHNE WICHVEF 1VWEZ PEATHER FALLS, CA 95966 DOUAHUE MICHAEL IAMES DOUAHUE MICHAEL IAMES

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on June 27,2018 Oroville, California.

Case #: CE18-0567

County of butte
CODE ENFORCEMENT DIVISION
7 County Center Drive
Oroville, CA. 95965

RETURN SERVICE REQUESTED

DONAHUE MICHAEL JAMES 522 CRYSTAL RANCH RD FEATHER FALLS, CA 95966

TO 1992 - 9197

County of Butte
CODE ENFORCEMENT DIVISION
7 County Center Drive
Oroville, CA. 95965

RETURN SERVICE REQUESTED

DONAHUE MICHAEL JAMES 552 CRYSTAL RANCH RD FEATHER FALLS, CA 95966

CE18-0567 TI

the second of th

**FORM NO** 

DCE-13

Department of Development Services

TIM SNELLINGS, DIRECTOR

PETE CALARCO, ASSISTANT DIRECTOR

2877.852.052 :T T: 530,552,3702 pnffecounty.net/dds

Oroville, California 95965 7 County Center Drive



CASE #: CE18-0567

Owner Name: DONAHUE MICHAEL JAMES

### NOTICE OF NUISANCE ABATEMENT HEARING

abatement, that you have waived all rights to assert such defenses or such points. relevant point at the time of hearing, the County will assent, in later judicial proceedings to enforce an order of obtained in a court of law. If you fail to appear at the hearing or if you fail to raise any defense or assert any will have the same force and effect as an abstract of judgment which is recorded as a money judgment property and may also be assessed against the property in the same manner as taxes. If a lien is recorded, it and other witnesses, and the accrual of any Administrative Penalties, may become a lien against the subject violation, the cost of labor and material necessary to physically abate the violation, the cost of securing expert cost associated with any appeals from the decision of the Hearing Officer, the cost of judicially abating the Officer, the cost of prior time and expenses associated with bringing the matter to hearing, attorneys fees, the Administrative Costs incurred in prosecuting the violation, including, but not limited to, the cost of the Hearing found to have existed at the time the Notice of Nuisance Abatement Hearing was posted on the property, the BCC 34C-7(b) No municipal sewer or permitted sewage disposal system. After hearing, if a violation is 34A-7(a); BCC 34C-7(a) No permitted permanent water well or municipal water source, BCC 34A-7(b); 3(m) Parcel does not have a legal residence; BCC 34A-3(n); BCC 34C-10 No approved fencing, BCC Number of plants being cultivated is greater than authorized, BCC 34A-3(n); BCC 34A-4(a); BCC 34C-County Code section(s) BCC 34A-4; BCC 34C-4 Cultivation Area is greater than authorized, BCC 34C-4 has determined that conditions exist on the above property which constitute a public nulsance and violate Butte County Code Chapter 34A and/or Butte County Code Chapter 34C. The Department of Development Services the use of said real property should not be found to be a public nuisance and abated pursuant to the Butte 95965 on Wednesday, August 15, 2018, at the hour of 10 o'clock am, to show cause, if any there be, why hereby notified to appear before a Hearing Officer of the County of Butte at One Court Street Oroville, CA 071-270-027, and having a street address of 522 CRYSTAL RANCH RD, FEATHER FALLS, CA is (are) The owner(s) and occupant(s) of real property described on the latest equalized Butte Count tax roll as A.P.N.

County abates the nuisance, in addition to being able to recover its Administrative Costs and Penalties, you exist on your property, and you fail to abate the nuisance promptly, the County may abate the nuisance. If the the time that the nuisance was abated. Further, if the Hearing Officer finds that a public nuisance continues to the County is entitled to recover its Administrative Costs, and all Administrative Penalties that accrued up to existed on the property may result in a decision by the Hearing Officer that a public nuisance did exist, and that is made by the Code Enforcement Officer, your failure to sustain the burden of showing that no public nuisance If an initial showing sufficient to persuade the Hearing Officer that a public nuisance existed on your property Cultivation and nuisance abatement hearings is enclosed to assist you in the preparation of your presentation. copy of the Butte County Code Chapter 34A and 34C relating to Medical and Non-Medical Marijuana proving why, in your opinion, your use of the property is not a public nuisance as defined in this Chapter. A existed on your property. Therefore, you should be prepared to introduce oral and documentary evidence Nuisance Abatement Hearing was posted, you will then have the burden of proving that no public nuisance to persuade the Hearing Officer that a public nuisance existed on your property at the time the Notice of In preparing for such hearing, you should be aware that if an initial showing is made by the County, sufficient

may be responsible for the actual costs of the abstement. In either circumstance, all Administrative Costs, Abatement Costs, and Administrative Penalties may be specially assessed against your parcel by the Auditor-Sontroller's Office and added to the your tax bill as a special assessment. Such special assessments have the same priority, for collection purposes, as other county taxes and, if not paid, may result in a forced sale of your property. You are also hereby notified that the County will seek recovery of attorneys' fees incurred in any hearing and that attorneys' fees may be recovered by the prevailing party. Finally, if the Hearing Officer finds that a public nuisance exists on your property, a violation of the Butte County Code Chapter 34A, the County will contend that you are bound by such finding at any subsequent judicial action to enforce the Hearing Officer's order.

IMPORTANT: READ THIS NOTICE CAREFULLY. IN ADDITION TO ANY ADMINISTRATIVE CIVIL PENALTY OF \$1,000 PER PENALTIES THAT HAVE ALREADY ACCRUED, AN ADMINISTRATIVE CIVIL PENALTY OF \$1,000 PER DIAY IS HEREBY IMPOSED FROM THE DATE THIS NOTICE WAS POSTED ON YOUR PROPERTY, AND CORDING PENALTIES AND COSTS, YOU MUST CONTACT THE CODE PREDICT OF ONGOING PENALTIES AND COSTS, YOU MUST CONTACT THE CODE PREDICT OF ONGOING PENALTIES AND COSTS, YOU MUST CONTACT THE CODE ENFORCEMENT OFFICER TO INSPECT PREDICTIONS AND CONFIRM THAT THE VIOLATION(S) HAVE BEEN CORRECTED. FAILURE TO INSPECT YOUR PROPERTY, AND CONFIRM THAT THE VIOLATION(S) HAVE BEEN CORRECTED. FAILURE TO INSPECT ON YOUR PROPERTY, AND CONFIRM THAT THE VIOLATION(S) HAVE BEEN CORRECTED. FAILURE TO INSPECT ON YOUR PROPERTY WHICH THE DIRECTOR OF DEVELOPMENT SERVICES CONTENDS ARE IN YOUR PROPERTY WHICH THE DIRECTOR OF DEVELOPMENT SERVICES CONTENDS ARE IN YOUR PROPERTY WHICH THE DIRECTOR OF DEVELOPMENT SERVICES CONTENDS ARE IN YOUR YOUR PROPERTY WHICH THE DIRECTOR OF DEVELOPMENT SERVICES CONTENDS ARE IN YOUR YOUR PROPERTY WHICH THE DIRECTOR OF DEVELOPMENT SERVICES CONTENDS ARE IN YOUR YOUR PROPERTY.

Please contact TIM TORRES, Nuisance Abatement Code Enforcement Officer, at 530.552.3702 or 530.353.0823 if you have any questions regarding your nuisance abatement case or this hearing notice.

Dated: July 17, 2018 BUTTE COUNTY DIRECTOR OF DEVELOPMENT SERVICES

:ya

Enclosure: Buile County Code Chapter 34A and 34C

### **PROOF OF SERVICE BY MAIL**

I am a citizen of the United States and employed in the County of Butte. I am, and was at the time of the service hereinafter mentioned, over the age of cighteen years and not a party to the within action. My business address is Department of Development Services, Building Division. 7 County Center Drive, Oroville, California 95965. I am readily familiar with the County's practice for collection and processing of correspondence/documents for mailing with the United States Postal Service and that said correspondence/documents are deposited with the United States Postal Service in the ordinary course of business on the same day.

On July 17, 2018 I served the foregoing HEARING NOTICE on the person(s) named below by placing a true copy thereof in a sealed envelope, with first class postage thereon fully paid, addressed as indicated below, and by placing said envelope in the appropriate place within the Department of Development Services where mail is collected for mailing with the United States Postal Services on the same day.

DONVHOE WICHAEL JAMES

DONAHUE MICHAEL JAMES

SES CRYSTAL RANCH RD

522 CRYSTAL RANCH RD

OBOAILLE, CA 96966

FEATHER FALLS, CA 95966

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on July 17, 2018 Oroville, California.

And Andrew Andrew

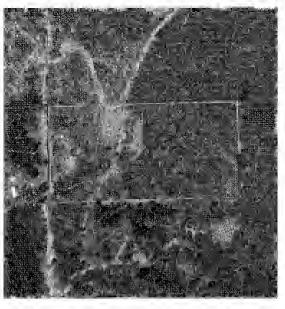
C926 #: CE18-0267

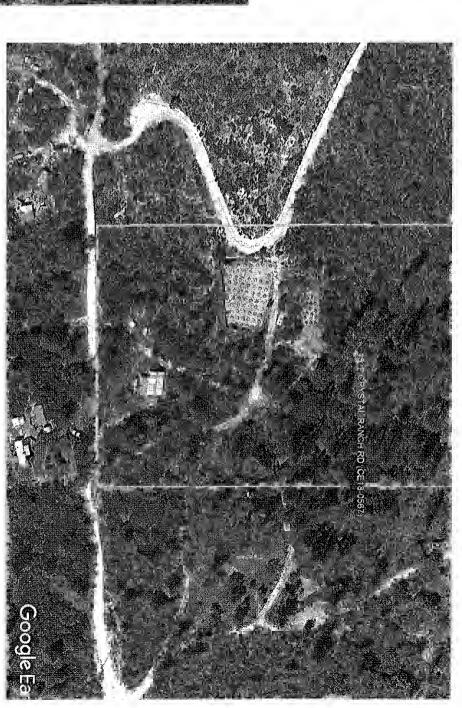
# 522 CRYSTAL RANCH RD

071-270-027 CE18-0567

39° 33.971'N, 121° 22.005'W

4.87 ACRES



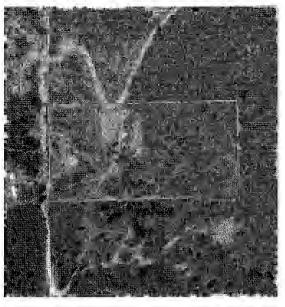


# 522 CRYSTAL RANCH RD

071-270-027 CE18-0567

39° 33.971'N, 121° 22.005'W

**4.87 ACRES** 





### Butte County Department of Development Services

### Nuisance Abatement Hearing

Re: APN: 071-270-027

Street Address: 522 Crystal Ranch Road, Feather Falls, CA

Hearing Date: Wednesday, August 15, 2018

### I. Summary of Decision

- 34C-3(m) of the Britte County Code and constitutes a public nuisance;
- The fact of property ownership was established by the County;
- Abatement Hearing was established by the County;
- That the conditions which created a public nuisance were abated as of July 31, 2018;
- That the County may recover administrative costs incurred regarding this hearing, as well as any Administrative penalties, as set forth herein, pursuant to Chapter 34A-13(g)(1), 34A-16(b), 34C-13(g)(1), and 34C-16(b).

### II, Appearances & Conduct of Hearing

The Nuisance Abatement Hearing in the above-referenced matter was held on August 15, 2018, at 7 County Canter Drive, Oroville, California 95965. Appearances were as follows:

- Jackson Glick, Esq. Hearing Officer
- Roger S. Wilson, Esq. Deputy Butte County Counsel
- Matthew Fuchs Butte County Code Enforcement Officer
- Tim Torres- Butte County Code Enforcement Officer

Mr. Wilson proceeded with a presentation of the county's evidence. This included sworn testimony from Mr. Torres who testified on behalf of the County. Evidence of the alleged violations and the County's compliance with the hearing procedure was presented in chronological order. The hearing officer had a few brief questions for Mr. Torres concerning his restimony. The purported owner, Michael James Donahue', was not present at the hearing. No representative of Mr. Donahue or other interested party was present. The hearing lasted about of minutes and was tape-recorded.

------

Ownership records indicate spelling as Donohue, however, Butte County Assessor's records indicate spelling is

.111

### 1. Property Ownership & Notice,

The property in question is located at 522 Crystal Ranch Road, Feather Falls, California (hereinafter referenced as "the Property"). The Property does not have a residence and is in the unincorporated area of Butte County. The APN is: 071-270-027. The alze of the parcel is 4.87 acree. The owner of record is Michael James Donahue (Ex. "A".) The county established proper service of the 72-Hour Notice to Abate as well as the Notice of Nulsance Abatement Hearing pursuant to Chapter 34A-13(a) and (b), and 34C-13 (a) and (b) (Ex. F and G). Ownership of the property, adequacy of notice both as to the 72-Hour Notice to Abate, as well as the Notice of Nuisance Abatement Hearing, were not challenged by the owner. Accordingly, these issues are deemed established by Butte County and do not warrant further discussion.

### 2. Investigation.

As the owner was not present, the County proceeded by offering its evidence of the inspection of the property. On or about May 30, 2018, the County received an anonymous written complaint about the property (Ex. D). A code enforcement officer reviewed the property records and determined that there was no legal residence pursuant to Chapter 34A-3(n) and 34C-3(m) (Ex. B).

An in-person inspection was conducted on June 26, 2018, by Tim Torres, Butte County Code Enforcement Officer. Mr. Torres was sworn as a witness and presented testimony about the photographs taken during the inspection (Ex. "E"). Mr. Torres testified a group of about 80 marijuans plants covering about a 240 square foot area of the property. Mr. Torres identified these plants in the photographs for the hearing officer. Mr. Torres testified as to his qualifications and experience in identitying marijuans plants. No objection to Mr. Torres' qualifications was presented, as such it is deemed established that Mr. Torres is qualified to identify marijuans plants.

The county presented evidence that on June 27, 2018, it served a 72 Hour Abatement Notice which was posted on the property after the inspection on June 26, 2018 (Ex. F). The 72-Hour Abatement Notice detailed the following violations of Butte County Code Chapter 34A:

- 1. Parcel does not have a legal residence (34A-3(n) and 34C-3(m));
- 2. Cultivation area is greater than authorized size (34A-4)
- 3. Number of plants being cultivated is greater than authorized (34C-4)
- 4. No permitted water well or connection to municipal water source (34A-7(a) and 34C-
- (a))

  6. No municipal sewer or permitted sewage disposal system (34A-7(b) and 34C-7(b))

No response was made to the 72-Hour Abatement Notice as required by Chapter 34A-13(a) and 34C-13(a). On or about July 17, 2018, the county served a Notice of Nuisance Abatement Hearing on the record owner, setting the hearing date and reiterating the above violations of Chapter 34A and 34C. This notice of hearing was posted on the property on July 18, 2018 (Ex.

The county offered further photographic evidence from an aerial inspection that was made on July 31, 2018, to determine if abatement had occurred (Ex. H). Photographs from the serial inspection showed that the plants identified in the Initial in person inspection had been removed. The county stated that as of the July 31<sup>st</sup> serial inspection date it considered the nuisance abated. At no time did the county receive any response from the property owner or a representative.

### Administrative Costs & Penalties.

Mr. Wilson submitted a summary of Administrative and Abatement Coats regarding the nuisance on the property. (Ex. I) Administrative costs are requested as per Butte County Code Chapter 34A-13(e) and 34C-13(e), although no amount is detailed in this regard.

The County also sought a total of past and future administrative penalties pursuant to Chapter 34A-16(b) and 34C-16(b). These totaled \$11,000 from the date of posting of the 72-Hour Abatement Motice to the posting of Motice of Muisance Abatement Hearing and \$13,000 from the date of posting of the Motice of Muisance Abatement Hearing until July 31, 2018, abatement date.

### 3, Condition of the Property

Mr. Torres testified based on his June 26, 2018, inspection, that there were marijuans plants growing in pots on the property. The photographs taken during this inspection corroborate this testimony and taken together are sufficient to establish the fact that marijuans is being cultivated on the property. Chapter 34A and 34C of the Butte County Code governs cultivation of marijuans in Butte County. Section 34A-3(n) and 34C-3(m) defines the premises upon which marijuans may be cultivated, as follows:

"Premises" means a single, legal parcel of property that includes an occupied residence that is a dwelling in compliance with Chapter 26 of the Butte County Code and has also met the requirements of Section 34A-6 and 34A-7."

In the hearing officer's opinion, the cultivation of any manjuans on the subject property violates the provisions of the above-referenced code section. No evidence was presented at the hearing that there is any legal or permitted residence on the property in question. Rather, the opposite is true; e.g., the Butte County property records presented by the County state that the property fras no legal residence. The County additionally established that the marijuans plants were removed as of July 31, 2018.

### IV. Decision

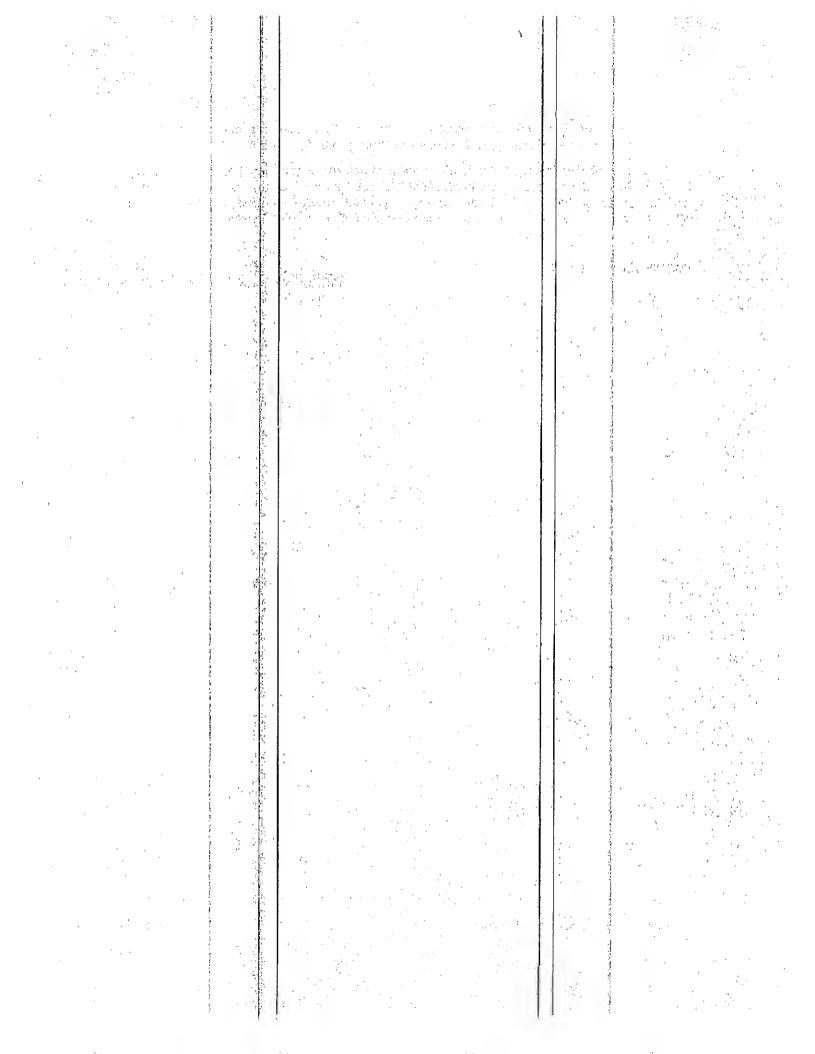
Based on the foregoing facts, it is my opinion that Butte County has met its burden of proof in demonstrating that the cultivation of marijuans on the subject property violates the Chapter 34A-3(n) and 34C-3(m) of the Butte County Code and thus constitutes a public nuisance. This conclusion is based on the following facts:

a. There is no legal residence situated on the property, which is a precondition to the cultivation of medical marijuans pursuant to Chapter 34A-3(n) and 34C-3(m);

Since a violation existed at the time of the notice of nulsance abatement hearing, the County is entitled to its administrative costs pursuant to 34A-13(e). Since the nuisance was abated as of July 31, 2018, the County is entitled to administrative penalties totaling \$24,000 pursuant to 34A-16(b) and 34C-16(b) as shown in the County's Exhibit I.

Hearing Officer

DATED: August 24, 2018



### PROOF OF SERVICE

1 Nears and not a marty to the within above-entitled action: my business address is: P. O. Box 908.	L
I am employed in the County of Butte, State of California. I am over the age of eighteen	٤

Gridley, CA 95948.

On August 24, 2018, I served the following document:

Nuisance Abatement Statement of Decision

in the following manner:

On the same day that correspondence is placed for collection and mailing, it is deposited in the familiar with this business's practice for collecting and processing correspondence for mailing. envelope for collection and mailing following our ordinary business practice. I am readily  $\overline{X}$  (BY MAIL) I served the document by enclosing it in an envelope and placing the

ordinary course of business with the United States Postal Service in a scaled envelope with 13

postage fully prepaid. The envelope was addressed and mailed as follows: 14

Michael James Donahue 552 Crystal Ranch Road Oroville, CA 95966

Michael James Donahue 522 Crystal Ranch Road Feather Falls, CA 95966 LI91

I, Kathy Nelson, CCLS, declare under penalty of perjury under the laws of the State of 61

California that the foregoing is true and correct. 70

Executed on August 24, 2018, at Gridley, California.

54 23

77

17

SI

15

11

01

6

8

L,

9

7

I

52

97

28 17

COLALY BLLLE

SEP 07 2018

REKAICER DEATTOBZIENL

Hours Amount

RSCASIEYLAW

HARRIS, HAMMAN & GLICK

A Professional Corporation

P. O. Box 908 Gridley, CA 95948 (530)846-5691

September 04, 2018

Invoice # 41758

Butte County Administration 25 County Center Drive, Suite 200 Oroville, CA 95965

In Reference To: Donahue CE18-0567

100.010.110

05.2478	0£,4.30	ofessional services rendered	ud vo r
US SVLQ.	06 1/	bereliger segimes legisselo	ad nog
00.405	2.80	County. Prepare Statement of Decision.	8\54\5018 K1C
\216,00 \25.50	1,20	Admin Hearing - Appear at hearing. Service of Statement of Decision; mail original to Butte	8\54\5018 KM 8\12\5018 B1G
		Service of Statement of Decision; mail original to Butte County.	4\5018 KM

05.247\$

Balance due

1044 (50145) 0004044

K1 = 82' Der pom

### Melyaleylaw

### HARRIS, HAMMAN & GLICK

A Professional Corporation

P. O. Box 908 Gridley, CA 95948 (530)846-5691

September 04, 2018

05.247\$

82714 # apiovnI

Butte County Administration 25 County Center Drive, Suite 200 Oroville, CA 95965

Donahue CE18-0567	In Reference To:

0S.2478	4,30	For professional services rendered		
00.408	2.80	County. Prepare Statement of Decision.	8\54\5018 B1C	
22.50	0.30	Service of Statement of Decision; mail original to Butte	8\54\5018 KN	
00.812	1.20	Admin Hearing - Appear at hearing.	8/12/2018 BIG	
лиошъ	SINOH			

Balance due

Please make checks payable to Harris, Hamman & Glick

WE ACCEPT VISA, MASTERCARD, DISCOVER, AMERICAN EXPRESS AND UNION PAY

Tim Snellings, Director Pete Calarco, Assistant Director

### Department of Development Services



buttecounity.net/dds

T: 530,552,3702

7 County Center Drive Oroville, California 95965

September 10, 2018

OKONIFFE CV 92966 PICHVEF 1VWES DONVHUE S22 CRYSTAL RANCH RD MICHAEL JAMES DONAHUE

### DEMAND FOR PAYMENT OF NUISANCE ABATEMENT COST AND PENALTIES

To the Property Owners of 522 CRYSTAL RANCH RD, FEATHER FALLS, CA, APM 071-270-027:

You are hereby notified that the County of Butte, pursuant to Butte County Code Chapters 34A and 34C, has incurred costs associated with a public nuisance on property located at 522 CRYSTAL RANCH RD, CA, APM 071-270-027, CE18-0567, and hereby demands payment of its Abatement costs, Administrative costs and Administrative Penalties.

The public nuisance on the above property consisted of violations virthin Butte County Code Chapters 34A Restriction of Cultivation of Medical Marijuana & 34C Restriction of Cultivation of Mon-Medical Marijuana specifically; 34A-4 Cultivation area is greater than authorized, 34A-3(n) Parcel does not have a legal residence, no cultivation may take place on the parcel, 34C-3(m) Parcel does not have a legal residence, no cultivation may take place on the parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to place on the parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated by a succession decision dated August 24, 2018.

A breakdown of the costs incurred are as follows:

90.517,713.06	\$ :ong leto1
02.247	\$ Hearing Officer Charges
80.8	\$ Postage & Fed Ex Costs
50.23	\$ Helicopier Charges
24,000.00	\$ zeitleneq evitertzinimbA
00.08	\$ Title Report & Recording Fees
2,829.25	\$ 9miT fts12

You are also hereby notified that you have 15 days from receipt of this letter to pay the above amounts to the property.

The result in the recording of a lien and the imposition of a special assessment against the property.

Tim Snellings, Director 🖘 🥆

Butte County Department of Development Services

Pete Calarco, Assistant Director Tim Snellings, Director

### Department of Development Services



buttecounty.net/dds

E: 530,538,7785 T: 530,552,3702 7 County Center Drive

Oroville, California 95965

Movember 20, 2018

OKOVILLE, CA 95966 222 CRYSTAL RANCH RD MICHYEL JAMES DONAHUE

FEATHER FALLS, CA 9596 522 CRYSTAL RANCH RD MICHARL JAMES DONAHUE

To the Property Owners of 522 CRYSTAL RANCH RD, FEATHER FALLS, CA, APN 071-270-027:

not be an option. penalties and administration costs. Once a lien has been placed on your property a settlement offer will schedule an appointment immediately. If a lien is placed on your parcel, it will be for the full amount of Butte County, prior to a lien being scheduled for the Board of Supervisors, please call our office to of 40% of the penalties plus administrative costs. If you are interested in agreeing to a settlement with Department of Development Services might consider a Marijuana Hearing Settlement Agreement offer September of 2018 in the amount of \$27,713.06. We would like to inform you that this year the property located at 522 CRYSTAL RANCH RD, FEATHER FALLS, CA, APN 071-270-027 in We served you with our Demand for Payment for Code Enforcement Case Number CE18-0567 for the

I am enclosing a copy of the original Demand letter for your reference.

Tim Snellings, Director

Butte County Department of Development Services

Eucl. Demand Letter

Tim Snellings, Director Pete Calarco, Assistant Director

sbb/Jan.yinuosaiiud

### Department of Development Services

SOVE, S22, 0E2 ; T = 9vin 28VV, 8E2, 0E2 ; T = 239229

7 County Center Drive Oroville, California 95965



September 10, 2018

OKOAILLE, CA 95966 522 CRYSTAL RANCH RD MICHAEL JAMES DONAHUE LEVILHEK LYFF? CV 02000 233 CKA2I,YF KYNCH KD WICHVEF 1YMEZ DONYHNE

### DEMYND BOK BYAMENL OB NNISVNCE VBYLEMENL COSL YND BENYTLIES

To the Property Owners of 522 CRYSTAL RANCH RD, FEATHER FALLS, CA, APM 071-270-027;

You are hereby notified that the County of Butte, pursuant to Butte County Code Chapters 34A and 34C, has incurred costs associated with a public nuisance on property located at 522 CRYSTAL RANCH RD, CA, APN 071-270-027, costs and hereby demands payment of its Abatement costs, Administrative costs and Administrative Penalties.

The public nuisance on the above property consisted of violations within Burte County Code Chapters 34A Restriction of Cultivation of Mon-Medical Marijuana specifically: 34A-4 Cultivation area is greater than authorized, 34A-3(n) Parcel does not have a legal residence, no cultivation area is greater than authorized does not have a legal residence, no cultivation may take cultivation the parcel, 34C-3(m) Parcel does not have a legal residence, no cultivation may take place on the parcel, 34C-3(m) Parcel does not have a legal residence, no cultivation may take place on the parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to place on the parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated is greater than authorized. As a result, and pursuant to parcel, 34C-4 Number of plants being cultivated in a parcel satisfies on the County Code Chapter 34C, you are responsible for paying the sum of \$27,713.06 to the County of Botte pursuant to the learning Officer's decision dated August 24, 2018.

A breakdown of the costs incurred are as follows:

30.E17,7Z	\$	Total Due:
0S'St/4	Ś	Hearing Officer Charges
80.8	3	Postage & Fed Ex Costs
		Helicopter Charges
20.23	· · ·	zaillena9 avitettzinimbA
24,000,00		Title Report & Recording Fees
00.08		amit het
52.628,2	5	

You are also hereby notified that you have 15 days from receipt of this letter to pay the above amounts to the Department of Development Services and that failure to pay above amounts within 15 days from service of this bill will result in the recording of a lien and the imposition of a special assessment against the property.

Tim Snellings, Director 🖘 🥕

Butte County Depairment of Development Services

PROOF OF SERVICE

I am a citizen of the United States and employed in the County of Butte; I am over the

age of eighteen years and not a party to the within action. My business address is Office of the

County County Center Drive, Oroville, California 95965. I am readily familiar with the

County's practice for collection and processing of correspondence/documents for mailing with

the United States Postal Service and that said correspondence/documents are deposited with

the United States Postal Service in the ordinary course of business on the same day.

On November 20, 2018, I served the LETTER RE SETTLEMENT OPTIONS & DEMAND

LETTER on the person(s) names below by placing a true copy thereof in a sealed envelope,

with first class postage thereon full paid, address as indicated below, and by placing said

envelope in the appropriate place within the Department of Development Services where mail is

collected for mailing within the United Stated Postal Service on the same day.

OKOAIFTE' CY 32366 WICHVEF 1YMES DONVHUE

SSO

Deppie Laugemon

MICHAEL IAMES DONAHUE S22 CRYSTAL RANCH RD FEATHER FALLS, CA 9596

I declare under penalty of perjury that the foregoing is true and correct under the laws of the State of California and that this declaration was executed on November 20, 2018 at Oroville,

California.

Butte County Department of Development Services BUILDING \* PLANNING \* CODE ENFORCEMENT 7 County Center Drive Oroville, CA 95965



RETURN SERVICE REQUESTED

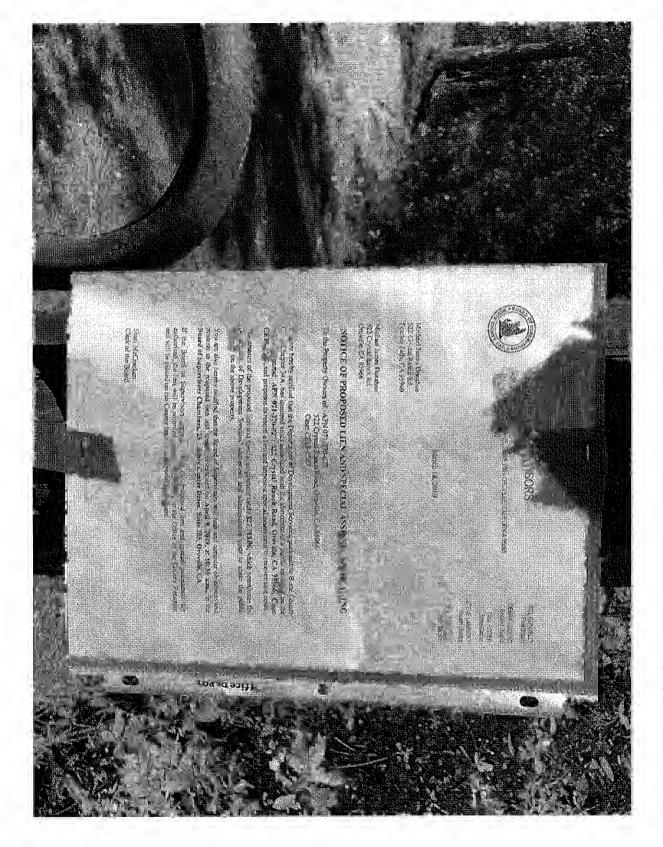
MICHAEL JAMES DONAHUE 522 CRYSTAL RANCH RD FEATHER FALLS, CA 9S966

Butte County Department of Development Services
BUILDING \* PLANNING \* CODE ENFORCEMENT
7 County Center Drive
Oroville, CA 95965



RETURN SERVICE REQUESTED

MICHAEL JAMES DONAHUE 552 CRYSTAL RANCH RD OROVILLE, CA 95966



First District BILL CONNELLY

DEBRA LUCERO

### BOARD OF SUPERVISORS

25 COUNTY CENTER DRIVE, SUITE 200 - OROVILLE, CALIFORNIA 95965 Administration Center

Telephone: (530) 552-3300

Fifth District DOUG TEETER

Fourth District STEVE LAMBERT

Third District RATTIR IMAT

Second District

March 18, 2019

Oroville, CA 95966 522 Crystal Ranch Rd. Michael James Donahue

Feather Falls, CA 95940 522 Crystal Ranch Rd. Michael James Donahue

Case: CE18-0567 522 Crystal Ranch Road, Oroville, CA 95966 To the Property Owners of: APM 071-270-027

CE18-0267, and proposes to record a lien and impose a special assessment to recover said costs. following parcel: APN 071-270-027; 522 Crystal Ranch Road, Oroville, CA 95966; Case: Code Chapter 34A, has incurred costs associated with the abatement of a public nuisance on the You are hereby notified that the Department of Development Services, pursuant to Butte County

NOLICE OF PROPOSED LIEN AND SPECIAL ASSESSMENT HEARING

nuisance on the above properly. Department of Development Services' abatement and administrative costs to abate the public The amount of the proposed lien and special assessment totals \$27,713.06, which constitutes the

protests to the proposed lien and special assessment on April 9, 2019, at 10:30 a.m., in the You are also hereby notified that the Board of Supervisors will hear and consider objections and

authorized, the lien will be recorded against the property in the Office of the County Recorder If the Board of Supervisors determines that the proposed lien and special assessment are Board of Supervisors Chambers, 25 County Center Drive, Suite 205, Oroville, CA.

and will be placed on the County tax roll as a special assessment.

Clerk of the Board Shari McCracken

BILL CONNELLY
First District
Second District
TAMI RITTER
Third District
STEVE LAMBERT
FOURTH District

Fifth District

### Board of Supervisors

Minute Order No.: 040919 – 5.03.d.



Meeting Date: April 9, 2019

Code Enforcement Case No. CE18-0567; 522 Crystal Ranch Road, Feather Falls; APN 071-270-022 - On August 15, 2018, a Hearing Officer declared a public nuisance existed on the property listed. This hearing has been scheduled to authorize the Board of Supervisors to record a special assessment and lien to recover the County's costs and penalties for Code Enforcement Case No. CE18-0567 for the property located at 522 Crystal Ranch Road in Peather Falls (Assessor's Parcel Number 071-270-027) as a special assessment of \$3,713.06 (costs) and proposed lien of \$24,000 (penalties).

Approved the proposed lien of \$24,000 and a special assessment of \$3,713.06.

Board Action:

Item Subject:

Yote:

AYes: Supervisors Connelly, Teeter, and Chair Lambert

Noes: Supervisors Lucero and Ritter

Absent: None

Mot Voting: None

I hereby certify that the above action was taken by the Butte County Board of Supervisors on

Ce<u>rtification:</u>

I hereby certify that

the date listed above.

រឹក្ខភិក្សា Assistant Sterk of the Board

Recording Requested By When recorded, return to:

Butte County Counsel 25 County Center Drive Suite 210 Oroville, CA 95965 (530) 552-4070

COUNTY BUTTE

APR 1 6 2019

SEKAICES DEAETOLWEAL Department of Development Services
7 County Center Drive
Oroville, CA 95965

### VBYLEWENT OF PUBLIC NUISANCE NOTICE OF LIEN FOR

### **TIEN NO:**

TO: Michael James Donahue 522 Crystal Ranch Road Oroville, CA 95966

NOTICE IS HEREBY GIVEN that the County of Butte, pursuant to Butte County Code Chapters 34A and/or 34C, has incurred costs associated with the abatement of a public nuisance on the following property and hereby claims a lien for the abatement and administrative costs incurred from the abatement of the public nuisance on said property located at 522 Crystal Ranch Road. Oroville, CA 95966, APM 071-270-027.

The following information is provided in accordance with Butte County Code Section 34A-13(i) and/or 34C-13(i):

- 1, Record owner or possessor: Michael James Donahue.
- 2. Last known address of record owner or possessor: 522 Crystal Ranch Road, Oroville, CA 95966.
- Description of real property subject to lien: Assessor Parcel Number: 071-270-027

  Societed at 522 Crystal Ranch Road, Oroville, CA 95966.
- 4. Date upon which the decision of the Hearing Officer was issued: 8/24/18.
- 5. Date lien approved by the Board of Supervisors: 4/9/19.

1

County Clerk-Recorder County of Butte

County of Butte

County Clerk-Recorder

800164	EC1	KF d\t8\5010 TS:T4:30 bW
00.	A. Carlotte and the second	Change N
27.00	N	Total Tendered
27.00		JOURNAL AS
00.72	AN OF	Yotal Charges
00'()	COURT OF THE PROPERTY OF THE PARTY OF THE PA	PBS LVX EXEMB1.
00.8		LIEN NOTICE
00,00		CONFORMED COPY
18,00		MEC FEE
	M4 00 PM	2019 0020168 4/18/2019 1.

Requested By B.C. Development Services

Дивик доя